

Department of Transportation
Olympia, Washington 98504
December 15, 2004

Request For Proposals
Design-Build Construction of
EVERETT HOV DESIGN BUILD

ATTENTION: All Design-Build Short Listed Proposers

Addendum No. 1

The RFP for the Everett HOV Design-Build Project is modified as follows:

(1) In the Instructions to Proposers, Section 1.5 Project Goals, item b) is revised to read as follows:

b) Achieve Substantial Completion by December 1, 2008 or sooner.

(2) In the Instructions to Proposers, Section 1.7 Procurement Schedule is replaced with the following:

Action	Date
Issue RFP	December 1, 2004
Mandatory RFP Q&A Group Meeting	January 14, 2005
Request for Supplemental Boring Deadline	January 28, 2005
ATC Submittal Deadline	January 28, 2005
Individual Team Pre-Proposal Meetings	TBA
Distribute Supplemental Boring Results	February 28, 2005
Proposer Questions Due	February 28, 2005
Proposal Due Date	April 8, 2005
WSDOT's Oral Question and Answer Session of Proposers RFP (limited to 1 hour per Proposer)	April 18 , 2005
Announce Apparent Best Value	April 29 ,2005
Notice to Proceed	May 30 , 2005

*(3) In the Instructions to Proposers, on Page 3, Section 1.8 **Estimated Project Cost**, is revised to read as follows:*

The WSDOT Engineer's estimated Proposal Price is \$165 million.

(4) In the Instructions to Proposers, on Page 13, Section 3.1.2 **Contents of the Proposal**, the page limit for Section 11 **Structures**, is changed to 25 pages.

(5) In the Instructions to Proposers, on Page 13, Section 3.1.2 **Contents of the Proposal**, the following is changed:

Section 3: Budget Control VACANT	2
---	---

(6) In the Instructions to Proposers, Section 3.5.3 **Budget Control** is deleted and replaced with the following:

3.5.3 VACANT

(7) In the Instructions to Proposers, Section 3.5.5 **Quality Management Plan** is deleted and replaced with the following:

3.5.5 Quality Management Plan

The Proposal shall include a proposed Quality Management Plan that meets the requirements of Chapter 2.26.5 of the Technical Specifications.

(8) In the Instructions to Proposers, page 24, Section 3.6.2.2 **The Item Titled “Time”**, the minimum and maximum calendar days for the item Time are revised as follows:

Minimum calendar days for the Item Time: 1125 .
Maximum Calendar Days for the Item Time: 1278 .

(9) In the Instructions to Proposers, page 27, Section 4.2 the line for “Section 3 – Budget Control” is revised to read as follows::

Section 3 - VACANT	N/A	
--------------------	-----	--

(10) In the Instructions to Proposers, page 27, Section 4.2, the line for “Section 4 – Schedule” is revised to read as follows:

Section 4 - Schedule	75	
----------------------	----	--

(11) In the General Conditions, in Section 1-01.3(1) **Defined Terms**, the definition of Basic Configuration is modified to read as follows:

Basic Configuration –the following elements of the Project shown in the Conceptual Plans (Appendix M5) and/or described in the Design Parameters

(Appendix M1) and Pre-Approved Design Deviations (Appendix M3), as such elements may have been modified (with WSDOT's permission) in the Proposal:

- Horizontal and vertical alignments for the highway
- Number of intersections/overpasses/underpasses
- Number of highway lanes
- Minimum vertical clearances
- Number, location, and types of interchanges
- Number and type of signalized intersections
- Approximate location of stormwater ponds
- Approximate Project limits
- Right of Way limits
- Lane and Shoulder Widths

Any changes in the Basic Configuration may be implemented only with WSDOT's prior written approval as specified in Section 1-04.4. Provided that the design complies with all applicable Contract requirements, the vertical alignment shown in the Conceptual Plans may be changed by up to 2 feet without a change being deemed to have occurred in the Basic Configuration, and the horizontal alignment may be changed by up to 12 feet provided that such changes do not require changes to the Right of Way Limits.

(12) In the General Conditions, Section 1-09.9(1) Maximum Rate of Payment is replaced with the following:

1-09.9(1)1 Maximum Rate of Payment

In this Section 1-09.9(1)1, the word "payment" refers to payments from WSDOT to the Design-Builder, and includes not only progress payments for the Lump Sum Proposal Price or other bid items that may be included in the Proposal, but also includes payments by WSDOT to the Design-Builder for all other causes including but not limited to sales tax per General Condition 1-07.2(2), incentives, and change orders.

Due to the rate at which funding will become available for this Project; payments to the Design-Builder will not exceed \$4,000,000.00 prior to July 1, 2005 or \$100,000,000.00 prior to July 1, 2007.

In no case can the maximum payment curve reflect more than \$4,000,000.00 before July 1, 2005 or \$100,000,000.00 before July 1, 2007. The Design-Builder

shall not invoice for amounts exceeding \$4,000,000.00 prior to July 1, 2005. The Design-Builder shall not invoice for amounts exceeding \$100,000,000.00 prior to July 1, 2007. The Department's inability to pay more than these amounts shall not absolve the Design-Builder of responsibility to make timely payment to subcontractors.

(13) In the General Conditions, Section 1-09.9(1).6 Invoice Data Sheets and Supporting Documents is replaced with the following:

General: With the exception of force account or unit-price Change Order Work, WSDOT will base payments on an estimate of the percentage of Work completed as mutually agreed with the Design-Builder, and not on measured quantities. The Design-Builder shall correlate the schedule and invoice data sheets so that the invoice data sheets have an individual line entry for each Contract Schedule activity. For each activity, show the total percent complete, the percent completed this period, and the total dollar billing for the activity.

Format. The design-Builder shall present the format of the Invoice Data Sheets for WSDOT approval at least 14 calendar days before the submittal of the first invoice. Once WSDOT has approved the invoice format, the format shall not be changed unless the change is approved in writing by WSDOT.

The Department will pay to the Design-Builder the amount shown on the Design-Builder's invoice, less retainage and any deductions or increases as described in the RFP subject to the restrictions and limitations provided elsewhere in these provisions.

Bidders shall furnish the Secretary of Transportation with evidence of receipt of this Addendum. This Addendum will be incorporated in the contract when awarded and when formally executed.

Harold Peterfeso, P.E.
State Design Engineer

NOTE: COMPANY NAME MUST BE FILLED IN TO CERTIFY ACKNOWLEDGEMENT
OF THIS ADDENDUM.

ADDENDUM #: _____

RECEIVED BY: _____ DATE: _____

COMPANY: _____

ALL PROPOSAL HOLDERS PLEASE SIGN AND RETURN THIS PAGE BY RETURN
FAX AT 360-705-6810.

**NOTE !! SUBCONTRACTORS, MATERIALS SUPPLIERS AND PLANCENTERS
NEED NOT ACKNOWLEDGE THIS ADDENDUM.**

ALL PRIME CONTRACTORS MUST ACKNOWLEDGE THIS ADDENDUM.
EVERETT HOV DESIGN BUILD